

1 STEVEN B. WOLFSON
2 District Attorney
2 **CIVIL DIVISION**
3 State Bar No. 001565
4 By: **ROBERT T. WARHOLA**
5 Deputy District Attorney
5 500 South Grand Central Pkwy.
5 P. O. Box 552215
5 Las Vegas, Nevada 89155-2215
6 (702) 455-4761
6 Fax (702) 382-5178
6 Email: Robert.Warhola@clarkcountyda.com
7 Attorneys for Defendants

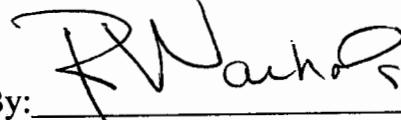
8
8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 DAVID COOPER, ET AL.,) Case No: 2:10-CV-0763-KJD- GWF
11 Plaintiffs,)
12 vs.)
13 CLARK COUNTY NEVADA, ET AL.,)
14 Defendants.)
15 DEFENDANTS' UNOPPOSED
16 MOTION TO EXTEND TIME TO
17 FILE REPLY TO OPPOSITION TO
18 MOTION FOR SUMMARY
19 JUDGMENT
20 (First Request)

21 Defendants, through undersigned counsel, hereby respectfully requests that this Court
22 issue an Order granting an extension of time of seven (7) days, until Wednesday June 25,
23 2014, for Defendants to file their reply to Plaintiffs' Opposition to Motion for Summary
24 Judgment (#90), which is presently due on June 18, 2014.

25 DATED this 16th day of June, 2014.

26 STEVEN B. WOLFSON
27 DISTRICT ATTORNEY

28 By: 

ROBERT T. WARHOLA
Deputy District Attorney
State Bar No. 004410
500 South Grand Central Pkwy.
Las Vegas, Nevada 89155-2215
Attorneys for Defendants

POINTS AND AUTHORITIES

2 On April 29, 2014, the Court struck the parties filings relating to Clark County's first
3 Motion for Summary Judgment. (doc # 86). The Court gave the Defendants until May 14,
4 2014 to file "a single procedurally and substantively correct and complete Motion for
5 Summary Judgment." *Order*, (doc # 86), p. 2:17-18. The Court gave the Plaintiffs until May
6 28, 2014 to file "a single procedurally and substantively correct and complete response." *Id.*,
7 p. 2:19-20.

8 On May 14, 2014, Clark County filed its revised Motion for Summary Judgment.
9 (doc. #87). On May 28, 2014, the Court granted the Plaintiffs an extension of time to June
10 11, 2014 to file their opposition brief and ordered that Clark County's reply, if any, be filed
11 by June 18, 2014. *Order*, (doc. #89, p. 2:6).

12 The undersigned has good cause for this request for an extension of time. The
13 undersigned has prior scheduling commitments, namely, hearings before the Clark County
14 Commission and Clark County Planning Commission on the afternoon and evening of
15 Tuesday, June 17, 2014 and all day Wednesday, June 18, 2014. The undersigned counsel
16 was also out-of-town Father's Day weekend, including all day Friday, June 13, 2014, on a
17 previously scheduled trip. The prior scheduled commitments interfere with his ability to
18 complete Defendants' reply by the June 18, 2014 deadline.

19 Additionally, Plaintiffs' Opposition (#90) is sixty-three (63) pages in length, that is,
20 more than double the length permitted by Local Rule 7-4, and sixteen (16) pages longer than
21 the opposition Plaintiffs filed in response to Defendants' original motion for summary
22 judgment. Plaintiffs have attached approximately 1,088 pages of exhibits to their recent
23 Opposition which appears to be substantially longer than the documentation Plaintiffs filed
24 separately in support of their original opposition. The new material and documents require
25 additional time to review and research in order to provide a response.

26 This request is not made for the purpose of delay or in bad faith or for any other
27 dilatory purpose.

1 Pursuant to Federal Rule of Civil Procedure 6(b), an extension of time may be granted
2 on a showing of good cause. This is Defendants' first request for an extension of time to file
3 their reply to Plaintiffs' revised Opposition to Motion for Summary Judgment.

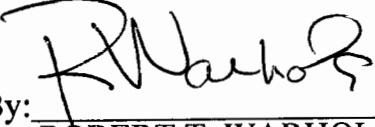
4 None of the parties will be prejudiced by the granting of this motion.

5 On June 16, 2014, the undersigned contacted counsel for Plaintiffs, Ms. Lisa
6 Rasmussen, who stated that she would not oppose Defendants' request for an extension of
7 time until June 25, 2014.

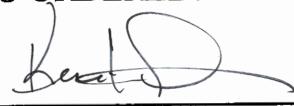
8 WHEREFORE, it is respectfully requested that this Court grant a seven (7) day
9 extension of time, until Wednesday, June 25, 2014, for Defendants to file their reply to
10 Plaintiffs' revised Opposition to Motion for Summary Judgment.

11
12 DATED this 16th day of June, 2014.

13 STEVEN B. WOLFSON,
14 DISTRICT ATTORNEY

15 By: 

16 ROBERT T. WARHOLA
17 Deputy District Attorney
18 Attorneys for Defendants

19 IT IS SO ORDERED:
20 

21 UNITED STATES DISTRICT JUDGE

22 DATED: June 16, 2014